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2 **Norman L. Schafler**
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4 12304 Santa Monica Blvd., Suite 300
5 Los Angeles, California 90025
6 (310) 207-6700
7 Attorney for Plaintiff

FILED

JAN - 6 2006

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY *[Signature]* DEPUTY CLERK

8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA., .) CASE NO. 5-03-375-EJG
12)
13) NOTICE AND APPLICATION FOR
14 vs.) PERMISSION TO BE RELIEVED OF
15) THE ELECTRONIC FILING AND TO
16 SUSAN SERRANO, et al.) FILE DOCUMENTS IN HARD COPY
17)
18) Sentencing date: 2/03/06
19) Department: 8
) Judge: Hon. Edward J. Garcia
)

20 TO the prosecution and all other interested parties:

21 Please take notice that by this Application, SUSAN
22 SERRANO will request to be relieved of the obligation for
23 electronic filing of documents. Said Application is filed
24 concurrently

25 DATED: January 4, 2006

[Signature]
26 NORMAN L. SCHAFER
27 Attorney for Defendant

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*Law Offices of
Norman L. Schafler*
Bar #67425
12304 Santa Monica Blvd., Suite 300
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(310) 207-6700
Attorney for Plaintiff

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA.,) CASE NO. 5-03-375-EJG
Plaintiff(s),)
vs.) NOTICE AND APPLICATION FOR
SUSAN SERRANO, et al.) PERMISSION TO BE RELIEVED OF
Defendant(s),) THE ELECTRONIC FILING AND TO
) FILE DOCUMENTS IN HARD COPY
Sentencing date: 2/03/06
Department: 8
Judge: Hon. Edward J. Garcia

This matter was tried in Department 8 from November 14, 2005 through November 29 at which time the jury made their findings.

Defense counsel not being on the internet and not being internet savvy, made arrangements for electronic filing and receipts of documents with a third party.

Shortly before Christmas of 2005, defense counsel was made aware that the person handling the electronic filing and receipt of documents was hospitalized for surgery and

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1 was operated upon shortly thereafter.

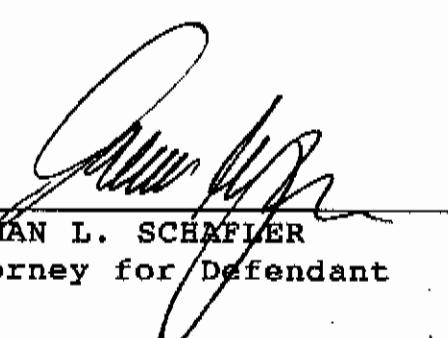
2 Defense counsel has been informed that person will not
3 be allowed back to work before the hearing date that is
4 presently set for judgment and sentencing, namely February
5 3, 2006.

6 Defense counsel had no other way of accessing the
7 electronic information or filing necessary documents in
8 this matter.

9 Defense counsel has prepared his objections to the
10 presentence report and is anticipating filing a Notice of
11 Appeal in this matter.

12 It is respectfully requested that Defense counsel be
13 allowed to file hard copies of the above documents.

14
15 DATED: January 4, 2006

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17 
NORMAN L. SCHAFLER
18 Attorney for Defendant
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1 DECLARATION OF NORMAN L. SCHAFLER

2 I, NORMAN L. SCHAFLER, declare:

3 This matter was tried in Department 8 from November
4 14, 2005 through November 29 at which time the jury made
5 their findings.

6 As this is the only case that I will be handling in
7 the Eastern District and not being on the internet and not
8 being internet savvy I made arrangements for electronic
9 filing and receipts of documents with a third party.

10 Shortly before Christmas of 2005, I was made aware
11 that the person handling the electronic filing and receipt
12 of documents for me was hospitalized for surgery and was
13 operated upon shortly thereafter.

14 I have been informed that person will not be allowed
15 back to work before the hearing date that is presently set
16 for judgment and sentencing, namely February 3, 2006 and
17 perhaps not for two or three weeks thereafter.

18 I have no other way of accessing the electronic
19 information or filing necessary documents in this matter or
20 anyone else who can handle that for me.

21 I have prepared objections to the presentence report
22 and intend to file a Notice of Appeal in this matter
23 immediately after judgment and sentencing on February 3,
24 2006.

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26 ///

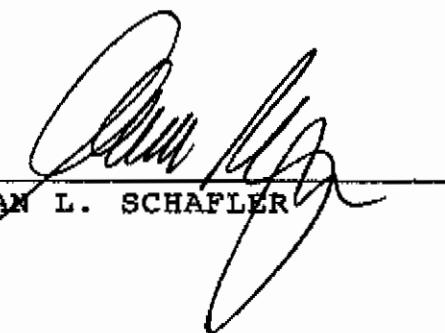
27 ///

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1 I respectfully request permission to file hard copies
2 of the above documents.

3 I declare the foregoing to be true under penalty of
4 perjury.

5 Executed this 4th day of January 2006 at Terra Bella,
6 California.

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NORMAN L. SCHAFLER

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1 ORDER
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Good cause appearing therefore, defendant SUSAN SERRANO is
relieved of the obligation of electronically filing and is
allowed to file hard copies of documents.

8 EJG/Jam:

9 Hon. Edward J. Garcia, Judge

10 1/5/06

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1 PROOF OF SERVICE
2 (C.C.P. Section 1013A(3))

3 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

4 I am employed in the County of Los Angeles, State of
5 California.

6 I am over the age of eighteen and not a party to the within
7 action; my business address is: 12304 Santa Monica Blvd., Suite
300, Los Angeles, California 90025.

8 On January 4, 2006, I served the following documents:

9 NOTICE AND APPLICATION FOR PERMISSION TO BE RELIEVED OF THE
10 ELECTRONIC FILING AND TO FILE DOCUMENTS IN HARD COPY

11 on the interested parties in said action, by faxing a copy to
12 916-554-2900 placing a true copy thereof enclosed in a sealed
13 envelope addressed as follows:

14 Daniel S. Linhardt
15 Assistant United States Attorney
16 501 "I" Street
17 Sacramento, Calif. 95814

18 X I caused such envelope to be deposited in the mail
19 at Terra Bella, California. The envelope was mailed
20 with postage thereon fully prepaid.

21 Executed this 4th day of January, 2006, at Terra Bella,
22 California

23 X (State) I declare under penalty of perjury that the
24 foregoing is true and correct.
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NORMAN L. SCHAFLER